

**U.S. District Court
Southern District of California (San Diego)
CIVIL DOCKET FOR CASE #: 3:19-cv-01102-BAS-BLM**

Aguirre v. United States Nuclear Regulatory Commission et al
Assigned to: Judge Cynthia Bashant
Referred to: Magistrate Judge Barbara Lynn Major
Related Case: 3:19-cv-00495-BAS-BLM
Cause: 05:0552 Freedom of Information Act

Date Filed: 06/12/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Michael J. Aguirre**

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V.

Defendant**United States Nuclear Regulatory
Commission**

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Defendant**DOES 1 to 10**
inclusive

Date Filed	#	Docket Text
06/12/2019	<u>1</u>	COMPLAINT against DOES 1 to 10, United States Nuclear Regulatory Commission (Filing fee \$ 400 receipt number 0974-12612751.), filed by Michael J. Aguirre. (Attachments: # <u>1</u> Civil Cover Sheet)

		The new case number is 3:19-cv-01102-W-MSB. Judge Thomas J. Whelan and Magistrate Judge Michael S. Berg are assigned to the case. (Severson, Maria)(als) (jao). (Entered: 06/13/2019)
06/12/2019	<u>3</u>	Summons Issued. Counsel receiving this notice electronically should print this summons and serve it in accordance with Rule 4, Fed.R.Civ.P and LR 4.1. (als) (Entered: 06/13/2019)
06/13/2019	<u>2</u>	Amended Summons Issued. Counsel receiving this notice electronically should print this summons and serve it in accordance with Rule 4, Fed.R.Civ.P and LR 4.1. (als) (jao). Modified on 6/13/2019 to include "amended" in docket text(als). (Entered: 06/13/2019)
06/21/2019	<u>4</u>	NOTICE OF RELATED CASE(S) by Michael J. Aguirre of case(s) 19cv0495-BAS-BLM; 19cv0587-BAS-BLM . (Attachments: # <u>1</u> Proof of Service)(Severson, Maria). Modified on 6/24/2019 – Proposed Low Number Transfer Order not prepared. Proposed LNO previously prepared (jah). (Entered: 06/21/2019)
06/21/2019	<u>5</u>	ORDER OF TRANSFER PURSUANT TO LOW NUMBER RULE. Case reassigned to Judge Cynthia Bashant and Magistrate Judge Barbara Lynn Major for all further proceedings. Judge Thomas J. Whelan, Magistrate Judge Michael S. Berg no longer assigned to case. Create association to 3:19-cv-00495-BAS-BLM. The new case number is 3:19-cv-1102-BAS-BLM. Signed by Judge Thomas J. Whelan on 6/19/2019. Signed by Judge Cynthia Bashant on 6/17/2019.(jrm) (jao). (Entered: 06/21/2019)
08/21/2019	<u>6</u>	SUMMONS Returned Executed by Michael J. Aguirre. United States Nuclear Regulatory Commission served. (Severson, Maria). (jah). (Entered: 08/21/2019)
08/26/2019	<u>7</u>	MOTION to Dismiss for Lack of Jurisdiction and Failure to State a Claim by United States Nuclear Regulatory Commission. (Attachments: # <u>1</u> Declaration of Tina Ennis, # <u>2</u> Declaration of Katherine Parker)(Parker, Katherine)Attorney Katherine L. Parker added to party United States Nuclear Regulatory Commission (pty:dft). (jah). (Entered: 08/26/2019)
09/23/2019	<u>8</u>	RESPONSE in Opposition re <u>7</u> MOTION to Dismiss for Lack of Jurisdiction and Failure to State a Claim filed by Michael J. Aguirre. (Attachments: # <u>1</u> Request for Judicial Notice, # <u>2</u> Exhibit 1, # <u>3</u> Proof of Service)(Severson, Maria). (jah). (Entered: 09/23/2019)
09/30/2019	<u>9</u>	REPLY to Response to Motion re <u>7</u> MOTION to Dismiss for Lack of Jurisdiction and Failure to State a Claim filed by United States Nuclear Regulatory Commission. (Attachments: # <u>1</u> Declaration of Tina Ennis)(Parker, Katherine) (Entered: 09/30/2019)
12/05/2019	<u>10</u>	ORDER Setting Oral Argument re <u>7</u> MOTION to Dismiss for Lack of Jurisdiction and Failure to State a Claim filed by United States Nuclear Regulatory Commission. Motion Hearing on <u>7</u> MOTION to Dismiss for Lack of Jurisdiction and Failure to State a Claim set for 2/18/2020 02:00 PM before Judge Cynthia Bashant. Before oral argument takes place, the parties are ordered to attend an Early Neutral Evaluation Conference with Magistrate Judge Major to determine whether the case may be resolved. The parties shall contact Magistrate Judge Major's Chambers as soon as possible to schedule the conference. Signed by Judge Cynthia Bashant on 12/5/2019. (jah) (Entered: 12/05/2019)